

MEMORANDUM OF UNDERSTANDING  
Between

Montana Department of Natural Resources and Conservation  
And the  
Montana Department of Transportation

This **MEMORANDUM OF UNDERSTANDING** is hereby entered into by and between the Montana Department of Natural Resources and Conservation hereinafter referred to as DNRC, and the Montana Department of Transportation, hereinafter referred to as MDT.

- A. **PURPOSE:** The purpose of this Memorandum of Understanding is to provide a framework for cooperation to provide for the reasonably safe and efficient movement of road users through or around temporary traffic control (hereinafter "TTC") zones created by incident management activities, while reasonably protecting workers, incident management responders and equipment.

Traffic and congestion problems pose a major threat to the safety of individuals involved in incident management activities, such as wildland fire protection and/or suppression, and to the general public traveling on roads impacted by those incidents. TTC zones present constantly changing conditions that are unexpected by the road user. This creates an even higher degree of vulnerability for the incident management responders on or near the roadway.

Temporary traffic control is a mandatory element of safety required by Part 6, Temporary Traffic Control, of the Manual on Uniform Traffic Control Devices (hereinafter "MUTCD"). Proper use of standard signs and other standard traffic control procedures can help mitigate the threat. This cooperation serves the mutual interest of the parties, cooperators and the public

B. **STATEMENT OF MUTUAL BENEFIT AND INTERESTS:**

MDT is responsible to own, operate, and maintain the state highway system to promote public safety.

DNRC is responsible for protecting the natural resources of the state, especially the natural resources owned by the state, from destruction by fire and carries out its wildland fire protection and/or suppression responsibilities in conjunction with local government and federal agencies. Wildland fires occur on intermingled ownerships or adjacent to each ownership and may represent a threat to another ownership. DNRC and federal agencies all maintain wildland fire protection organizations and wish to improve safety, efficiency, effectiveness and limit duplication in wildland fire protection.

Pursuant to 23 CFR § 655.601(a), MUTCD has been incorporated by reference and applied to Title 23 CFR, Part 655, Subpart F, and is, pursuant to 23 CFR § 655.603(a), the national standard for all traffic control devices installed on any street, highway, or bicycle trail open to public travel in accordance with 23 U.S.C. §§ 109(d) and 402(a). The U.S. Secretary of Transportation, under authority granted by the Highway Safety Act of 1966, decreed that traffic control devices on all streets and highways open to public travel in each state, shall be in substantial conformance with the Standards issued or endorsed by the FHWA.

In consideration of the above, the parties agree as follows:

C. DNRC SHALL:

1. Assume responsibility for installing, maintaining, and operating warning and directional signage, flagging, and piloting needed for incident management operations beyond the initial MDT response and throughout the duration of any such incident.
2. Coordinate with the appropriate MDT Maintenance Chief if special circumstances or situations warrant MDT establishing **regulatory** speed zones or other regulatory traffic control, such as “no stopping” and “no parking” zones on roads under MDT jurisdiction. Depending on availability of MDT signs and personnel, cooperators may assist the MDT in providing signage as necessary for incident management operations.
3. Coordinate with the appropriate MDT Maintenance Chief if special circumstances or situations warrant posting **advisory** speeds below posted speeds on roads under MDT jurisdiction.
4. Notify at the earliest time practicable the appropriate MDT Maintenance Chief of planned incident management operations or other activities, such as air operations or back burns, that can impact the traffic on roads under the jurisdiction of MDT, and shall include in its notification to the appropriate MDT Maintenance Chief relevant information such as size and duration of the activity.
5. Provide a catalog of standard signs with approved messages conforming to the MUTCD; and provide standard drawings showing typical layout of the catalog signage for the most common incident situations needing temporary traffic control.
6. Coordinate with MDT when standard sign messages do not meet specific on-site conditions, and when circumstances require the use of messages not identified in the catalog.
7. Remove all TTC devices when no longer appropriate for incident management.

D. MDT SHALL:

1. Install initial temporary traffic controls as necessary, including regulatory and warning signage, flagging, and piloting operations for the first 24 to 48 hours of incident management activities, such as the establishment of an incident base, that impact MDT highways.

2. Be responsible for the establishment and installation of long term temporary traffic control involving regulatory signage such as speed zones, no stopping, and no parking zones on roads under the jurisdiction of MDT during the duration of the incident.

3. Authorize the DNRC or its cooperator to install all TTC signage necessary for incident management on highways in accordance with the provided catalog and sign placement drawings. Any additional documents or permits such as encroachment permits will not be required under this MOU.

4. Provide the DNRC or its cooperator with an electronic (*pdf*) map and supplemental documents that details MDT:

- A. Maintenance Administrative areas;
- B. Maintenance Chief names and phone numbers, district office street addresses;
- C. Maintained routes with route numbers and reference points;
- D. RWIS (Remote Weather Information System) sites;  
(Current wind speed, wind gusts, ambient temperature); and,
- E. Permanent variable message sign locations.

This map is to be updated by June of each year or as contact information changes.

5. Make available the State HAR (Highway Advisory Radio) system and Fixed and Portable Variable Message signs, if available, for public and/or overall safety messages as appropriate for incident management. Messages will be developed on a case-by-case basis as conditions warrant.

6. Grant limited authority to the Incident Commander of an incident management activity to initiate temporary emergency closures of roads under MDT jurisdiction where incident effects, such as fire behavior, are changing rapidly and may have substantial immediate effects on public safety. The Incident Commander shall notify the MDT Maintenance Chief as soon as feasible to coordinate additional legal closures if warranted.

7. Furnish a liaison officer to the Incident Commander on incidents where substantial impacts from incident management activities are or may occur involving roads under MDT jurisdiction

E. IT IS MUTUALLY AGREED AND UNDERSTOOD BY ALL PARTIES THAT:

1. All TTC devices and activities, including signage, piloting, and flagging on MDT roads, impacted by incident management activities such as wildland fire protection and/or suppression, shall comply with the standards and guidelines of the MUTCD, MDT Supplements to the MUTCD, and the provided sign catalog and drawings, to the degree practicable.
2. MDT, the Incident Management Team for incident management activities and/or local agencies will cooperatively develop TTC plans where warranted.
3. Traffic control flaggers must be certified to conduct flagging operations on MDT roads. MDT recognizes certification acquired in other states as being valid on MDT roads. All standards in MUTCD Section 6E shall be followed for all flagging operations. Flaggers shall wear safety apparel meeting the requirements of ISEA American National Standard for High Visibility Apparel and labeled as meeting the ANSI 107-1999 standard performance for Class 2 risk exposure, and these requirements are hereby incorporated herein by reference.
4. MDT is the only authority that can establish speed limits on roads under MDT jurisdiction. Advisory and regulatory speed zones will not be allowed below 45 MPH unless special circumstances or situations warrant.
5. MDT is the only authority that can designate and legally close roads under MDT jurisdiction. MDT grants to Incident Commanders of incident management activities limited authority to institute temporary emergency road closures that are necessary for immediate safety concerns under this MOU. MDT will be notified as soon as feasible, typically within the first hour of an emergency closure. The sooner the notification the sooner Traveler Information can be disseminated to the traveling public for alternate routing.
6. All parties will mutually work together within the Incident Command System (ICS).
7. All parties will document information related to TTC decisions, requests, orders, etcetera, in order to determine appropriate fiscal responsibility as needed on a case-by-case basis.

#### Glossary of Terms

Incident Management Activities – Activities necessary to meet threats (natural or human caused) to life, public safety, property and natural resources.

Traffic Control Devices – Traffic control devices are all signs, signals, markings, and other devices used to regulate, warn, or guide traffic, placed on, over, or adjacent to a roadway.

Regulatory Sign – a sign that gives notice to road users of traffic laws or regulations, such as speed or weight limits, and stop or yield intersection control.

Warning Sign – a sign that gives notice to road users of a situation that might not be readily apparent, such as a change in road geometry or road use.

Guide sign – a sign that shows route designations, destinations, directions, distances, services, points of interest, or other geographical, recreational, or cultural information.

Temporary Traffic Control (TTC) Zone – an area of an highway where road user conditions are changed because of a work zone or incident by the use of temporary traffic control devices, flaggers, uniformed law enforcement officers, or other authorized personnel.

Flagger – a person who provides temporary traffic control.

Piloting – Guidance of vehicles through a traffic control zone with the use of pilot vehicles where traffic is not allowed through the zone without a pilot vehicle.

Jurisdictional Authority – The right or authority to legislate, interpret, and apply the laws relating to traffic on the roadway.

#### Incident Management Team

The primary mission of these teams is for wildland fire incident management. Two types of teams exist for national or interagency assignments. Teams typically rotate every 14 days.

National Type 1 Interagency Management Team  
Type 2 Geographic Area Team

In addition, local teams may be assembled for larger local fires where a Type 2 Team is not required or unavailable. These are referred to as Type 3 teams.

1. RIGHT TO KNOW. Any information furnished under this instrument is subject to Montana's right to know provision found at Article 2, Section 9 of the 1972 Montana Constitution, and this provision's implementing legislation found in Title 2, Chapter 6 of the Montana Code Annotated.
2. MODIFICATION. Modifications within the scope of the instrument shall be made by mutual consent of the parties, by the issuance of a written modification, signed and dated by all parties, prior to any changes being performed.
3. PARTICIPATION IN SIMILAR ACTIVITIES. This instrument in no way restricts the DNRC or the Cooperator(s) from participating in similar activities with other public or private agencies, organizations, and individuals.

4. COMMENCEMENT/EXPIRATION DATE. The instrument is executed as of the date of the last signature and is effective through calendar year 2010 at which time it will expire unless extended in writing.

5. TERMINATION. Either party may terminate the instrument in whole or in part at any time before the date of expiration by giving 30 days written notice to the other party.

Neither party shall incur any new obligations for the terminated portion of the instrument after the effective date and shall cancel as many obligations as possible. Full credit shall be allowed for each Party's expenses and all non-cancelable obligations properly incurred up to the effective date of termination.

6. PRINCIPAL CONTACTS. The principal contacts for this instrument are:

DNRC Contact	MDT Project Contact
John Monzie	Jim Hyatt
Supervisor, Fire Suppression	Program Manager
Fire & Aviation Management Bureau	Disaster & Financial Mgmt Bureau
Forestry Division	Maintenance Division
Phone:406-542-4220	Phone:406-444-6152
FAX: 406-542-4242	FAX: 406-444-7684
E-Mail: jmonzie@mt.gov	E-Mail: jhyatt@mt.gov

DNRC Contact	MDT Administrative Contact
Donna M. Sheehy	John Blacker
(NRCG Technical Contact)	Maintenance Administrator
Traffic Management Engineer	Maintenance Division
USDA Forest Service	
Phone: 406-329-3312	Phone: 406-444-7220
FAX: 406-329-3198	FAX:
E-Mail: dsheehy@fs.fed.us	E-Mail: jblacker@mt.gov

7. NON-FUND OBLIGATING DOCUMENT. This instrument is neither a fiscal nor a funds obligation document. Any endeavor or transfer of anything of value involving reimbursement or contribution of funds between the parties to this instrument will be handled in accordance with applicable laws, regulations, and procedures including those for Government procurement and printing. Such endeavors will be outlined in separate agreements that shall be made in writing by representatives of the parties and shall be independently authorized by appropriate statutory authority. This instrument does not provide such authority. Specifically, this instrument does not establish authority for noncompetitive award to the cooperator of any contract or other agreement. Any contract

or agreement for training or other services must fully comply with all applicable requirements for competition.

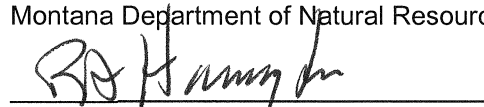
THE PARTIES HERE TO have executed this instrument

Montana Department of Transportation

A handwritten signature in black ink, appearing to read "D. John Blacker", written over a horizontal line.

D. John Blacker, Maintenance Div. Admin.  
Montana Department of Transportation

Montana Department of Natural Resources & Conservation

A handwritten signature in black ink, appearing to read "Robert Harrington", written over a horizontal line.

Robert Harrington, Division Administrator  
Montana Department of Natural Resources & Conservation

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**

**Helena Headquarters  
2701 Prospect Avenue  
PO Box 201001  
Helena, MT 59620-1001**

**(406) 444-7220 – office  
(406) 444-6200 – office  
(406) 444-7684 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:30 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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**If you cannot contact the Maintenance Chief:**

<b>If you cannot contact the Maintenance Chief:</b>		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Jim Hyatt	Disaster and Emergency Services	444-6152	431-9548	443-5975
John Blacker	Maintenance Division Administrator	444-6158	431-6158	
Mike Bousliman	Operations Chief	444-6159	431-7159	4496042



# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**

**11**

**Missoula Maintenance Area  
2100 West Broadway  
PO Box 7039  
Missoula, MT 59807-7039  
(406) 523-5800 – office  
(406) 523-5801 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Doug Moeller	Maintenance Chief	523-5803	544-5803	370-4443

**If you cannot contact the Maintenance Chief:**

		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Gary Hornseth	Maintenance Superintendent	523-5815	544-3355	258-6617
Steve Miller	Maintenance Superintendent	523-5816	544-3344	327-8372
Kevin Gower	Maintenance Superintendent	649-2768	544-6216	822-0016

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**

**12**

## **Kalispell Maintenance Area**

**85 5<sup>th</sup> Avenue EN  
PO Box 7308  
Kalispell, MT 59308  
(406) 751-2000 – office  
(406) 752-5757 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Steve Herzog	Maintenance Chief	751-2000	250-0601	756-3425

<b>If you cannot contact the Maintenance Chief</b>		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Clay Colby	Maintenance Superintendent	751-2014	250-0605	755-6924
Ken Lambeth	Maintenance Superintendent	751-2011	250-0603	849-5039 849-5473
Richard Sipe	Maintenance Superintendent	751-2012	250-0602	756-6045 756-0136

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**

**21**

## **Butte Maintenance Area**

**3751 Wynne Ave**

**PO Box 3068**

**Butte, MT 59702-3068**

**(406) 494-9600 – office**

**(406) 494-4396 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Kevin Brewer	Maintenance Chief	494-9627	490-3888	782-4494 560-3894

<b>If you cannot contact the Maintenance Chief:</b>		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Martin Martin	Maintenance Superintendent	494-9628	490-0426	494-5781
Quentin Miller	Maintenance Superintendent	444-6399	431-1828	458-3876

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**



## **Bozeman Maintenance Area**

**907 N Rouse Ave**

**PO Box 1110**

**Bozeman, MT 59771-1110**

**(406) 556-4700 – office**

**(406) 586-5202 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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<b>Name</b>	<b>Title</b>	<b>Telephone Numbers</b>		
		<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Ross Gammon	Maintenance Chief	556-4704	581-0732	582-4418

### **If you cannot contact the Maintenance Chief:**

<b>Name</b>	<b>Title</b>	<b>Telephone Numbers</b>		
		<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Maurice DeDycker	Maintenance Superintendent	556-4705	581-2718	587-4364
Mark Petersen	Maintenance Superintendent	556-4706	581-0731	570-6259

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**

**31**

## **Great Falls Maintenance Area**

**200 Smelter Ave NE**

**PO Box 1359**

**Great Falls MT 59403-1359**

**(406) 454-5880 – office**

**(406) 453-8737 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Dave Kelly	Maintenance Chief	454-5889	788-1079	452-6267

### **If you cannot contact a section person:**

		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Mike MacDonald	Maintenance Superintendent	454-5891	788-1081	761-7451
Gary Engman	Maintenance Superintendent	454-5903	788-1080	452-7015

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**

**32**

**Havre Maintenance Area  
1671 US Highway 2 W  
PO Box 580  
Havre, MT 59501-0580  
(406) 262-5501 – office  
(406) 265-9707 – fax**

<b>MONDAY - FRIDAY</b>	<b>8:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Dave Hand	Maintenance Chief	262-5504	390-2471	265-8889

**If you cannot contact the Maintenance Chief:**

		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Dennis Cline	Maintenance Superintendent	262-5505	390-2503	265-5508
Dave Wollan	Maintenance Superintendent	434-5789	390-2501	434-5055

# MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST



**Wolf Point Maintenance Area**  
**Highway 25**  
**HC 31 PO Box 3000**  
**Wolf Point, MT 59201-9802**  
**(406) 653-6700 – office**  
**(406) 653-6739 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Bill Juve	Maintenance Chief	653-6709	650-7084	653-3369

<b>If you cannot contact the Maintenance Chief:</b>		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Karl Pula	Maintenance Superintendent	653-6712	650-7184	653-1564
Kent Shepherd	Maintenance Superintendent	653-6713 Wolf Point 345-8253 Glendive	650-8077	486-5414 Glendive

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**

**43**

**Miles City Maintenance Area  
217 North 4<sup>th</sup> Street  
Miles City, MT 59301-0460  
(406) 233-3600 – office  
(406) 232-4273 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Jack Peaslee	Maintenance Chief	233-3622	853-1391 951-4528	232-4074

<b>If you cannot contact the Maintenance Chief:</b>		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Mike Patch	Maintenance Superintendent	233-3623	853-3623 951-2756	234-5456
Clyde Mitchell	Maintenance Superintendent	345-8249	939-0291	377-3689



# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**



## **Billings Maintenance Area**

**424 Morey Ave  
PO Box 20437  
Billings, MT 59104-0437  
(406) 252-4138 – office  
(406) 256-6487 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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<b>Name</b>	<b>Title</b>	<b>Telephone Numbers</b>		
		<b>Business</b>	<b>Cellular</b>	<b>Home</b>
James Stevenson	Maintenance Chief	657-0217	698-2472	690-9945

<b>If you cannot contact the Maintenance Chief:</b>		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Tom Kane	Maintenance Superintendent	657-0225	670-1597	896-8234
Ken Hembree	Maintenance Superintendent	657-0223	698-1597	

# **MONTANA DEPARTMENT OF TRANSPORTATION EMERGENCY CALL-DOWN LIST**



**Lewistown Maintenance Area  
1620 Airport Road  
PO Box 491  
Lewistown, MT 59457  
(406) 538-1300 – office  
(406) 538-3128 – fax**

<b>MONDAY - FRIDAY</b>	<b>7:00 am – 5:00 pm</b>	<b>ALL OTHER TIMES SEE CALL DOWN LISTS BELOW</b>
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		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Doug Lutke	Maintenance Chief	538-1301	366-1301	538-2634

<b>If you cannot contact the Maintenance Chief:</b>		<b>Telephone Numbers</b>		
<b>Name</b>	<b>Title</b>	<b>Business</b>	<b>Cellular</b>	<b>Home</b>
Duane Hartmen	Maintenance Superintendent	538-1302	366-1302	538-5090